

# UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA (San Jose)

## Notice of Chapter 11 Bankruptcy Case, Meeting of Creditors & Deadlines

Chapter 11 bankruptcy cases concerning the debtor Corporations listed below were filed on 6/9/09.

You may be a creditor of the debtor. **This notice lists important deadlines.** You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below except for Proofs of Claims.

NOTE: The staff of the bankruptcy court clerk's office cannot give legal advice.

### See Following Pages For Important Explanations

Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):

Debtor	Taxpayer I.D.	Case Number
Aviza Technology, Inc.	20-1979646	09-54511 - RLE (Lead Case)
Aviza, Inc.	20-0249205	09-54514 - RLE
Trikon Technologies, Inc.	95-4054321	09-54515 - RLE
440 Kings Village Road Scotts Valley, CA 95066		These cases are jointly administered under the Lead Case 09-54511-RLE
Attorney for Debtor(s) (name and address): John Walshe Murray Murray and Murray, A Professional Corporation 19400 Stevens Creek Blvd., Suite 200 Cupertino, CA 95014-2548 Telephone: (408) 907-9235 E-Mail Address: jwmurray@murraylaw.com		

### Meeting of Creditors

**Date: July 15, 2009**

**Time: 09:30 AM**

**Location: U.S. Federal Bldg., 280 S 1st St. #130, San Jose, CA 95113**

**CREDITORS ARE WELCOME TO ATTEND, BUT ARE NOT REQUIRED TO DO SO.**

The meeting may be continued and concluded at a later date without further notice.

Important Notice: Access to the building requires a valid government-issued photo identification.

### Deadlines to File a Proof of Claim

Proofs of claim must be *received* by Omni Management Group by the following deadline:

For all creditors (except a governmental unit): **10/13/09** For a governmental unit: **Must file before 180 days after the date relief was entered.**

**PLEASE DO NOT FILE A PROOF OF CLAIM WITH THE BANKRUPTCY COURT.**

If you have already done so, you are not required to file another claim.

If you have not already filed a Proof of Claim, please be sure to complete your claim form with the correct entity or entities and forward to **Omni Management Group at:**

Aviza Technology, Inc.  
c/o Omni Management Group, LLC  
16161 Ventura Boulevard, Suite C  
PMB 458  
Encino, CA 91436-2522

**THE BANKRUPTCY COURT SHOULD NOT RECEIVE ANY CLAIMS FILED ELECTRONICALLY OR IN PAPER RELATING TO THIS CASE.** If you require additional information regarding the filing of a proof of claim or creditor information, please call Debtors' counsel at (408) 907-9235.

**Creditor with a Foreign Address:**

A creditor to whom this notice is sent at a foreign address should read the information under "Claims" on the following pages.

**Creditors May Not Take Certain Actions:**

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtors and the debtors' property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtors can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

<b>Address of the Bankruptcy Clerk's Office:</b> 280 South First Street Room 3035 San Jose, CA 95113	<b>For the Court:</b>
	Clerk of the Bankruptcy Court: Gloria L. Franklin
Hours Open: Monday – Friday 9:00 AM – 4:30 PM	Date: June 12, 2009

## EXPLANATIONS

Filing of Chapter 11 Bankruptcy Case	Bankruptcy Cases under Chapter 11 of the Bankruptcy Code (title 11, United States Code) have been filed in this court by debtors listed on page 1, and an order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan is not effective unless confirmed by the court. You may be sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of the confirmation hearing, and you may object to confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtors will remain in possession of the debtors' property and may continue to operate any business. You may obtain more information by calling (408) 907-9235.
Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. Consult a lawyer to determine your rights in this case.
Creditors Generally May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code § 362. Common examples of prohibited actions include contacting the debtors by telephone, mail or otherwise to demand repayment; taking actions to collect money or obtain property from the debtors; repossessing the debtors' property; and starting or continuing lawsuits or foreclosures. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtors can request the court to extend or impose a stay.
Meeting of Creditors	A meeting of creditors is scheduled for the date, time and location listed on the front side. <i>The debtors' representative must be present at the meeting to be questioned under oath by the trustee and by creditors.</i> Creditors are welcome to attend, but are not required to do so. The meeting may be continued and concluded at a later date without further notice. The court, after notice and a hearing, may order that the United States trustee not convene the meeting if the debtors have filed a plan for which the debtor solicited acceptances before filing the case.
Claims	A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form is not included with this notice, you can obtain one at any bankruptcy clerk's office. You may look at the schedules that have been or will be filed at the bankruptcy clerk's office. If your claim is scheduled and is not listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you filed a Proof of Claim or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at all <i>or</i> if your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim by the "Deadline to File Proof of Claim" listed on page 1, or you might not be paid any money on your claim and may be unable to vote on the plan. A secured creditor retains rights in its collateral regardless of whether that creditor files a Proof of Claim. Filing a Proof of Claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a Proof of Claim may surrender important nonmonetary rights, including the right to a jury trial. <b>Creditor with a Foreign Address:</b> The deadlines for filing claims set forth on the front of this notice apply to all creditors. If this notice has been mailed to a creditor at a foreign address, the creditor may file a motion requesting the court to extend the deadline.
Discharge of Debts	Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See Bankruptcy Code § 1141(d). A discharge means that you may never try to collect the debt from the debtor, except as provided in the plan. If you believe that a debt owed to you is not dischargeable under Bankruptcy Code § 1141(d)(6)(A), you must start a lawsuit by filing a complaint in the bankruptcy clerk's office by the "Deadline to File a Complaint to Determine Dischargeability of Certain Debts" listed on the front side. The bankruptcy clerk's office must receive the complaint and any required filing fee by that Deadline.

Bankruptcy Clerk's Office	Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed on the second page with the exception of filing proofs of claims which <b>MUST</b> be filed with Omni Management Group. You may inspect all papers filed, including the list of the debtors' property and debts and the list of the property claimed as exempt, at the bankruptcy clerk's office.
Creditor with a Foreign Address	Consult a lawyer familiar with United States bankruptcy law if you have any questions regarding your rights in this case.
Attorney for Debtors: John Walshe Murray Murray and Murray, A Professional Corporation 19400 Stevens Creek Blvd., Suite 200 Cupertino, CA 95014-2548 Telephone: (408) 907-9235 E-Mail Address: jwmurray@murraylaw.com	
-- Refer to Other Side for Important Deadlines and Notices --	
<b>You may obtain more information by calling (408) 907-9235.</b>	